

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Daniel Goodmundson,

Civil Action: 05-554 MJD/SRN

Plaintiff,

v.

BNSF Railway Company, a/k/a Burlington.
Northern Santa Fe Railway Company,
Metropolitan Insurance Company, a corporation
and Employee Benefits Committee, an internal
BNSF employee group,

**ORDER OF DISMISSAL
WITH PREJUDICE OF
PLAINTIFF'S CAUSE OF
ACTION FOR INTENTIONAL
INFLECTION OF EMOTIONAL
DISTRESS**

Defendants.

Pursuant to the Stipulation of Dismissal With Prejudice of Plaintiff's Cause of Action for Intentional Inflection of Emotional Distress, it is hereby ordered that Plaintiff's causes of action against Defendant BNSF Railway Company, and/or any related entity, for intentional infliction of emotional distress is hereby dismissed with prejudice.

JUDGMENT MAY BE ENTERED ACCORDINGLY.

Dated: September 25, 2006

BY THE COURT

s / Michael J. Davis
Judge of U.S. District Court